



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation
on the 20th¹ day of October, 1999

In the matter of the revocation of the interstate
scheduled air transportation certificate issued
under 49 U.S.C. 41102 to

SOUTHEAST AVIATION, INC.

pursuant to the provisions of section 204.7 of
the Department's Aviation Regulations

1999

Served October 20,

Docket OST-97-2797

ORDER REVOKING CERTIFICATE

Summary

By this order, we are revoking the interstate scheduled passenger certificate issued to Southeast Aviation, Inc. (Southeast) for reason of dormancy.

Background

By Order 98-3-6, issued March 5, 1998, the Department found Southeast fit, willing, and able to provide interstate scheduled passenger air transportation and transferred and reissued to Southeast the section 41102 certificate held by Ketchikan Air Service, Inc. The effectiveness of Southeast's certificate was conditioned upon the company's fulfilling a number of conditions, including providing us with a copy of its Air Carrier Certificate and Operations Specifications from the Federal Aviation Administration authorizing such operations and updated fitness information.

Section 204.7 of our rules (14 CFR 204.7) provides that, if a company does not institute air transportation operations within one year of being found fit by the Department to do so, its economic authority will be terminated for reason of dormancy. Under this rule, Southeast's one-year period would have expired on March 5, 1999. On that date, the company filed a request (Docket OST-99-5203) for a four-month extension of time from the one-year start-up requirement of section 204.7 (that is, until July 5, 1999) to make its authority effective. By letter dated April 16, 1999, we granted that request.

On June 18, 1999, Southeast filed a notice to make its certificate authority effective. However, that filing was incomplete; among other things, it did not include evidence of FAA authority.¹ On June 24, we sent the applicant a request for additional information. We were subsequently advised that the company might be sold. To date, the requested fitness information has not been filed nor have any further extensions of time been requested.

It has been over eighteen months since Southeast was found fit and issued a certificate and the company has failed to submit the information required to make its certificate authority effective. Under these circumstances, we will revoke, without prejudice, Southeast's certificate for reason of dormancy.

ACCORDINGLY, Acting under authority assigned by the Department in its Regulations, 14 CFR 385.12:

1. We revoke the interstate scheduled certificate reissued to Southeast Aviation, Inc., by Order 98-3-6.
2. We will serve a copy of this order on the persons listed in Attachment A.

Persons entitled to petition the Department for review of this order, under 14 CFR 385.30, may file their petitions within 10 days of the date of service of this order.

The action taken in this order shall be effective immediately, and the filing of a petition for review shall not alter its effectiveness.

By:

JOHN V. COLEMAN
Director
Office of Aviation Analysis

(SEAL)

An electronic version of this document is available on the World Wide Web at
[http://dms.dot.gov/reports/reports_aviation .asp](http://dms.dot.gov/reports/reports_aviation.asp)

¹ The FAA has advised us that it has not granted Southeast authority.

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